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DOUGLAS W. WEITZMAN, Derivatively
on Behalf of J.C. PENNEY COMPANY,
INC.,

Plaintiff,

v.

MYRON E. ULLMAN III, KENNETH H.
HANNAH, THOMAS ENGIBOUS,
COLLEEN BARRETT, KENT FOSTER,
GERALDINE LAYBOURNE, LEONARD
ROBERTS, JAVIER TERUEL, R.
GERALD TURNER, RONALD W.
TYSOE, and MARY BETH WEST,

Defendants,

and

J.C. PENNEY COMPANY, INC.,

Nominal Defendant.

Civil Action No. 4:13-cv-00585-RAS-DDB

SHAREHOLDER DERIVATIVE ACTION

[Caption continued on next page]

PHILIP ZAUDERER, Derivatively on
Behalf of J.C. PENNEY COMPANY,
INC.,

Plaintiff,

v.

MYRON E. ULLMAN III, KENNETH H.
HANNAH, THOMAS ENGIBOUS,
COLLEEN BARRETT, KENT FOSTER,
GERALDINE LAYBOURNE, LEONARD
ROBERTS, JAVIER TERUEL, R.
GERALD TURNER, RONALD W.
TYSOE, and MARY BETH WEST,

Defendants,

and

J.C. PENNEY COMPANY, INC.,

Nominal Defendant.

Civil Action No. 4:13-cv-00587-RAS-DDB

SHAREHOLDER DERIVATIVE ACTION

**ORDER I TCPVPI PLAINTIFFS' MOTION TO CONSOLIDATE
RELATED CASES AND APPOINT CO-LEAD COUNSEL**

After considering Plaintiffs Douglas W. Weitzman and Philip Zauderer's motion to consolidate cpf "y g'cti wo gpv'r tguqvgf "cv'y g'Qevqdg4: ."4235"j gctkpi . 'k'F m039+kl'I TCP VGF 0' Vj g'Egwtv'j gtgd{ 'EQP UQNKF CVGU'Ekkk'Action No. 4:13-cv-00585-RAS-DDB, styled Douglas W. Y gk| o cp.'F gtxcvxgn{ . "qp"Behalf of J.C. Penney Company, Inc. v. Myron E. Ullman III, et al. y kj Ekkk'Cevkqp"P q04:13-cv-00587-RAS-DDB, styled Philip Zauderer, Derivatively on Behalf of J.C. Penney Company, Inc. v. Myron E. Ullman III, et al.."cpf "y g'Engtn'qh'y g'Egwtv'ku'f k'gevgf "q'f qengv'cm'hwwt g" hkp i u'lp "y g'cdqyg'hkvgf "o cwgtu'wpf gt'Ecug"P q04:13-cv-00585-RAS-DDB.

Furthermore, Johnson & Weaver and The Briscoe Firm are hereby appointed as co-lead counsel over the consolidated action.

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SIGNED this 28th day of October, 2013.



DON D. BUSH
UNITED STATES MAGISTRATE JUDGE